



West Virginia University
Office of the President



SDMS DocID 2194880

ORIGINAL

June 15, 2007

Harry R. Steinmetz (3HS62)
United States Environmental Protection Agency
Region III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Re: Response of West Virginia University to
Required Submission of Information
Safety Light Corporation Site
Bloomsburg, Pennsylvania

Dear Mr. Steinmetz:

West Virginia University ("WVU") is in receipt of your letter of April 24, 2007, requesting West Virginia University to furnish "all information and documents in your possession, custody, or control, or in the possession, custody, or control of any of your employees or agents which concern, refer, or relate to hazardous substances as defined by Section 101(14) of CERCLA, 42 U.S.C. § 9601(14) and pollutants and/or contaminants as defined by Section 101(33), 42 U.S.C. § 9601(33), which were transported to, stored, treated, or disposed of" at the Safety Light Corporation site in Bloomsburg, Columbia County, Pennsylvania ("EPA's Request"). On May 30, 2007, the EPA extended WVU's time to respond to EPA's Request to June 15, 2007. WVU submits the following as its Response to the information requested.

General Response to the Information Request

To prepare our response to the EPA's Request, we searched our historical files and made inquiries to individuals in various units and department's across WVU that may have information pertaining to the EPA's Request and for information relating to any business relationship that may have existed between WVU and Safety Light Corporation or any of its predecessors or affiliated companies including, but not limited to, U.S. Radium, Lime Ridge Industries, USR Industries, USR Metals, Metreal and Isolite (hereinafter collectively referred to as "Safety Light"). Our search failed to identify any documents or information that are responsive to the questions presented. In fact, the only documentation or information that we are aware of that identifies a potential relationship between WVU and Safety Light is the Safety Light Ledger Sheet that was provided to us with the EPA's Request. Moreover, it is important to note that the transaction referenced in the Ledger Sheet is a shipping entry where Safety Light shipped a useful

commercial product to WVU. The Ledger Sheet provides no evidence or information to support a finding that WVU "brokered, transported, and/or generated waste, hazardous substances or radioactive wastes, including Co60, to the Safety Light Site."

In Summary, WVU's investigation identified no documents or information that identifies a relationship between WVU and the Safety Light Site. All available information indicates that Safety Light supplied a useful product to WVU in the normal course of commerce, and that at no time did WVU arrange for the treatment or disposal of a hazardous substance, or radioactive waste, to the Safety Light Site.

Specific Responses to the Information Request

Question No. 1: *Describe in detail the business relationship between UWV and Safety Light.* (Note: It is West Virginia University, not University of West Virginia.)

Response: West Virginia University has no records or information which would indicate a relationship with Safety Light Corporation other than that described on the Ledger Sheet.

Question No. 2: *Did UWV ever transport and/or broker hazardous substances and/or radioactive waste or other wastes that were disposed of or were reclaimed by U.S. Radium, Lime Ridge Industries, USR Industries, USR Metals, Metreal, or Isolite to the Site?*

Response: No. West Virginia University has no records or information to indicate that it transported and/or brokered hazardous substances and/or radioactive waste or other waste that were disposed of or were reclaimed at the Safety Light Site.

Question No. 3: *If you answered "yes" to Question No. 2, please answer the following questions.*

Response: Not applicable.

Question No. 4: *Did UWV ever generate radioactive wastes or other wastes that were disposed of or reclaimed by U.S. Radium, Lime Ridge Industries, USR Industries, USR Metals, Metreal, or Isolite at the site?*

Response: No. West Virginia University has no records or information to indicate that it generated radioactive wastes or other wastes that were disposed of or reclaimed at the Safety Light Site.

Question No. 5: *If you answered "yes" to Question No. 4, please address the following issues.*

Response: Not applicable.

Question No. 6: *If you have reason to believe there may be persons able to provide more detailed or complete responses to any question contained herein or who may be able to provide additional responsive documents, provide the names, titles, areas of responsibility, current*

addresses and telephone numbers of such persons, as well as additional information or documents they may have.

Response: West Virginia University has no knowledge of any individuals who may be able to provide more detailed or complete responses to the EPA's Request or additional responsive documents.

Question No. 7: For each and every question contained herein, if information or documents responsive to this Information Request are not in your possession, custody, or control, then provide the names, titles, areas of responsibility, currently addresses and telephone numbers of the persons from whom such information or documents may be obtained.

Response: West Virginia University has no knowledge of additional names of individuals who may have documents responsive to EPA's Request.

Question No. 8: If you have any other information about other party(ies) who may have information that may assist the agency in its investigation of the site or who may be responsible for the generation of transportation to or release of contamination at the site, please provide such information. The information you provide in response to this request should include the party's name, address, type of business, and the reasons why you believe the party may have contributed to the contamination at the site or may have information regarding the site.

Response: West Virginia University has no information responsive to this request.

Question No. 9: If any of the documents solicited in this Information Request are no longer available, please indicate the reason why they are no longer available. If pertinent records or documents were destroyed or are missing, provide us with the following: (a) your document retention policy; (b) a description of how the records were destroyed (burned, archived, trashed, etc.) and the approximate date of destruction; (c) a description of the type of information that would have been contained in the documents; and (d) the name, job title, and most current address known by you of the persons who would have produced these documents, the persons who would have been responsible for the retention of these documents, and the persons who would have been responsible for the destruction of these documents.

Response: West Virginia University has no knowledge of any documents solicited in this Information Request that are no longer available.

In conclusion, WVU's investigation failed to identify any documents or any information responsive to EPA's Request. Based on the information provided in the Ledger Sheet, it is apparent that WVU's relationship with Safety Light was nothing more than a purchaser-supplier relationship, where on one occasion Safety Light supplied a material to WVU.

Please note that in providing this response to the EPA's Request, WVU does not waive, and specifically reserves, any and all objections, rights and defenses that it may have with respect to this matter. In making its responses, WVU does not purport to have adopted or applied any definitions set forth at the outset of, or at any other place in, EPA's Request, other than as expressly acknowledged in this response.

If you should have any questions, please do not hesitate to contact me.

Very truly yours,



Beverly D. Kerr
Associate General Counsel

BDK/jl

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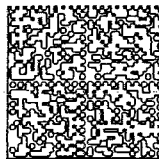


West Virginia University

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